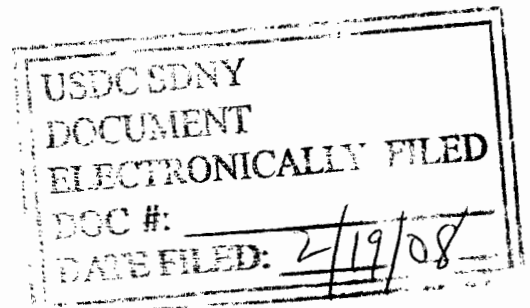


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

*Padilla et al.,* :

Plaintiffs :

- against - :

*Clever Enterprises, Inc. et al.,* :

Defendant(s). :

-----X

SHIRA A. SCHEINDLIN, U.S.D.J.:

WHEREAS, the Court issued an Order for a Conference in accordance with Fed. R. Civ. P. 16(b) on 2/5/08 (the "Order"); and

WHEREAS, the Order requires that the parties jointly prepare and sign a proposed scheduling order containing certain information;

NOW, THEREFORE, the parties hereby submit the following information as required by the Order:

- (1) the date of the conference and the appearances for the parties; Feb. 19, 2008

*Robert L. Kraselnik, Esq. for ITs*

*John A. Karol, Esq. for AS*

- (2) a concise statement of the issues as they then appear;

*ITs seek damages under FLSA & NYLL for unpaid wages & overtime*

*As set to Amend Answer*

- (3) a schedule including:

- (a) the names of persons to be deposed and a schedule of planned depositions;

*Cleaver Martinez, William Padilla & Jaime Pacheco*

*June 1, 2008, Last Day to Conduct Depositions*

- (b) a schedule for the production of documents;

*Amended Answer Due March 4, 2008, Mar 11, 2008 FRCP Rule 26 Init. Discovery Due, March 25, 08  
Initial Discovery Request Due, Apr. 22, 2008, Last Day to Amend to add additional parties, May 1, 2008*

- (c) dates by which (i) each expert's reports will be supplied to the adverse side and last day to make

- (ii) each expert's deposition will be completed; *for class certification under FLSA 216(b)*

- (d) time when discovery is to be completed;

*Aug. 1, 2008*

*July 1, 2008*

*July 1, 2008*

(e) the date by which plaintiff will supply its pre-trial order matters to defendant;

*Sept. 1, 2008*

(f) the date by which the parties will submit a pre-trial order in a form conforming with the Court's instructions together with trial briefs and either (1) proposed findings of fact and conclusions of law for a non-jury trial, or (2) proposed voir dire questions and proposed jury instructions, for a jury trial; and

*Sept. 8, 2008*

(g) a space for the date for a final pre-trial conference pursuant to Fed. R. Civ. P. 16(d), to be filled in by the Court at the conference.

*July 17 at 4<sup>30</sup> ~~Sept 15, 2008~~*

(leave blank)

(4) a statement of any limitations to be placed on discovery, including any protective or confidentiality orders;

*As request confid- stip prior to some production*

(5) a statement of those discovery issues, if any, on which counsel, after a good faith effort, were unable to reach an agreement;

(6) anticipated fields of expert testimony, if any;

*Technology Settings*

(7) anticipated length of trial and whether to court or jury;

*3 days / jury*

(8) a statement that the Scheduling Order may be altered or amended only on a showing of good cause not foreseeable at the time of the conference of when justice so requires;

*Yes.*

(9) names, addresses, phone numbers and signatures of counsel;

*John*

SO ORDERED:

*[Signature]*  
SHIRA A. SCHEINDLIN  
U.S.D.J.